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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

AFELE L RODRIQUEZ,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

CASE NO. 2:19-cv-00630-BAT

**ORDER GRANTING PLAINTIFF'S
MOTION FOR VOLUNTARY
DISMISSAL**

12 On April 29, 2019, counsel for Plaintiff Afele L. Rodriguez filed a deficient motion for
13 leave to proceed *in forma pauperis* and a complaint for social security disability benefits. Dkt. 1.
14 Counsel for Mr. Rodriguez was originally contacted by Plaintiff's father to file the complaint to
15 preserve his son's rights. Dkt. 4-1, Declaration of Eitan Kassel Yanich. After the complaint was
16 filed, counsel spoke with Plaintiff's father by telephone and was asked to drop the appeal. *Id.*

17 The deficiency of the motion for leave to proceed *in forma pauperis* was never corrected
18 and the complaint was never served. Accordingly, it is hereby **ORDERED** that Plaintiff's
19 motion to dismiss (Dkt. 4) is **GRANTED**; the motion for leave to proceed *in forma paueris* (Dkt.
20 1) is **DENIED**; and this matter is dismissed without prejudice.

21 DATED this 29th day of May, 2019.

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23 BRIAN A. TSUCHIDA
Chief United States Magistrate Judge